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3 **UNITED STATES DISTRICT COURT**

4 EASTERN DISTRICT OF CALIFORNIA

5
6 DAMEN D. RABB,

7 Plaintiff,

8 v.

9 CABRERA, *et al.*,

10 Defendants.

Case No. 1:23-cv-01014-BAM (PC)

ORDER TO SUBMIT APPLICATION TO
PROCEED *IN FORMA PAUPERIS* OR PAY
FILING FEE WITHIN 45 DAYS

FORTY-FIVE (45) DAY DEADLINE

11
12 Plaintiff Damen D. Rabb ("Plaintiff") is a state prisoner proceeding *pro se* in this civil
13 rights action under 42 U.S.C. § 1983. This case was initiated on July 6, 2023. (ECF No. 1.)
14 Although Plaintiff submitted a certified copy of his inmate trust account statement, (ECF No. 2),
15 Plaintiff has not paid the \$402.00 filing fee or submitted an application to proceed *in forma*
16 *pauperis* pursuant to 28 U.S.C. § 1915.

17 Accordingly, IT IS HEREBY ORDERED that:

18 Within **forty-five (45) days** of the date of service of this order, Plaintiff shall submit the
19 attached application to proceed *in forma pauperis*, completed and signed, or in the alternative,
20 pay the \$402.00 filing fee for this action. **No requests for extension will be granted without a**
21 **showing of good cause. Failure to comply with this order will result in dismissal of this**
22 **action.**

23
24 IT IS SO ORDERED.

25 Dated: July 7, 2023

26 /s/ Barbara A. McAuliffe
UNITED STATES MAGISTRATE JUDGE